

City of Pittsburgh

*510 City-County Building
414 Grant Street
Pittsburgh, PA 15219*



MEETING MINUTES

Proceedings of the Council of the City of Pittsburgh

Friday, August 29, 2014

10:00 AM

Council Chambers

City Council

**ONE-HUNDRED
THIRTY-EIGHTH COUNCIL**

Bruce A. Kraus, President of Council

**Council Members: Rev. Ricky V. Burgess, Dan Gilman, Deborah L. Gross, Darlene M. Harris,
R. Daniel Lavelle, Corey O'Connor, Natalia Rudiak, Theresa Kail-Smith**

Mary Beth Doheny, City Clerk

Mrs. Harris Via Phone**ROLL CALL**

Present: 7 - Mr. Gilman, Ms. Gross, Mrs. Harris, Mr. O'Connor, Ms. Rudiak, Mrs. Kail-Smith and Mr. Kraus
Absent: 2 - Rev. Burgess and Mr. Lavelle

PLEDGE OF ALLEGIANCE**PROCLAMATIONS**

Bill No. BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh does hereby
[2014-0741](#) declare Friday, August 29, 2014, to be "Joey Fabus Day" in the City of Pittsburgh.

SPONSOR(S): THERESA KAIL-SMITH AND ALL MEMBERS

A motion was made that this matter be Adopted. The motion carried.

Bill No. BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh does hereby
[2014-0742](#) declare Friday, August 29, 2014, to be "Brian Drusky and Drusky Entertainment Day" in the City of Pittsburgh.

SPONSOR(S): THERESA KAIL-SMITH AND ALL MEMBERS

A motion was made that this matter be Adopted. The motion carried.

Bill No. BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh does hereby
[2014-0743](#) declare Friday, August 29, 2014, to be "Citiparks Pittsburgh BIG League Sports Day" in the City of Pittsburgh.

SPONSOR(S): THERESA KAIL-SMITH AND ALL MEMBERS

A motion was made that this matter be Adopted. The motion carried.

Bill No. BE IT FURTHER RESOLVED that the Council of the City of Pittsburgh does hereby
[2014-0744](#) declare Friday, August 29, 2014 to be "Lieutenant Thomas J. Cullison Day" in the City of Pittsburgh.

SPONSOR(S): NATALIA RUDIAK AND ALL MEMBERS

A motion was made that this matter be Adopted. The motion carried.

Bill No. BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh does hereby
[2014-0745](#) declare August 31, 2014 to be "Father Don Buchleitner Day" in the City of Pittsburgh.

SPONSOR(S): THERESA KAIL-SMITH AND ALL MEMBERS

A motion was made that this matter be Adopted. The motion carried.

PUBLIC COMMENTS**PRESENTATION OF PAPERS**

COUNCILWOMAN NATALIA RUDIAK PRESENTS:

Bill No. Ordinance amending the Pittsburgh City Code, Title Six, Conduct, Article I, Regulated
[2014-0717](#) Rights and Actions, is hereby amended by repealing the current Chapter 611, Alarms,
in its entirety and replacing it with a new Chapter 611, Regulation of Alarms.

Read and referred to Committee on Finance and Law

Bill No. Resolution providing for an agreement for payment of Audit expenses to the Allegheny
[2014-0718](#) County Central Tax Collection District related to tax collection. Cost not to exceed
\$13,350.00.

Read and referred to Committee on Finance and Law

Bill No. Resolution authorizing the Mayor and the Director of the Department of Finance and
[2014-0719](#) the Director of the Office of Management and Budget to enter into an Agreement with
GovDeals, Inc. for professional services related to the online auctioning of surplus city
vehicles and miscellaneous city equipment and collecting such payments on the City's
behalf.

Read and referred to Committee on Finance and Law

Bill No. Resolution further amending Resolution No. 932, effective January 1, 2000, as
[2014-0720](#) amended, entitled "Adopting and approving the 2000 Capital Budget and the 2000
Community Development Block Grant Program; and approving the 2000 through
2005 Capital Improvement Program," by reducing 2nd Ave Bridge over 9 Mile Run by
\$7,000 to close the project.

Read and referred to Committee on Finance and Law

Bill No. Resolution further amending Resolution No. 833, effective January 1, 2002, as
[2014-0721](#) amended, entitled "Adopting and approving the 2002 Capital Budget and the 2002
Community Development Block Grant Program; and approving the 2002 through
2007 Capital Improvement Program," by reducing East Liberty -Penn Circle by
\$171,105.47 and Lower Saw Mill Run by \$150,000 to close the projects.

Read and referred to Committee on Finance and Law

Bill No. Resolution further amending Resolution No. 948, effective January 1, 2004, as
[2014-0722](#) amended, entitled "Adopting and approving the 2004 Capital Budget and the 2004
Community Development Block Grant Program; and approving the 2004 through
2009 Capital Improvement Program," by reducing East Liberty -Penn Circle by
\$1,440,000.00 to close the project.

Read and referred to Committee on Finance and Law

Bill No. Resolution further amending Resolution No. 762, effective January 1, 2006, as
[2014-0723](#) amended, entitled "Adopting and approving the 2006 Capital Budget and the 2006
Community Development Block Grant Program; and approving the 2006 through 2011
Capital Improvement Program," by reducing Mcardle Roadway by \$55,845.43 to close
the project.

Read and referred to Committee on Finance and Law

Bill No.
[2014-0724](#)

Resolution further amending Resolution No. 759, effective January 1, 2007, as amended, entitled "Adopting and approving the 2007 Capital Budget and the 2007 Community Development Block Grant Program; and approving the 2007 through 2012 Capital Improvement Program," by reducing Browns Hill Road by \$22,531.20, Guaranteed Energy Savings Prog by \$328,455.85, and Mcardle Viaduct #1 Construction by \$90.00 to close the projects.

Read and referred to Committee on Finance and Law

Bill No.
[2014-0725](#)

Resolution further amending Resolution No. 704, effective January 1, 2008, as amended, entitled "Adopting and approving the 2008 Capital Budget and the 2008 Community Development Block Grant Program; and approving the 2008 through 2013 Capital Improvement Program," by reducing East Liberty -Penn Circle by \$666,696.00 close the project.

Read and referred to Committee on Finance and Law

Bill No.
[2014-0726](#)

Resolution further amending Resolution No. 675, effective January 1, 2009, as amended, entitled "Adopting and approving the 2009 Capital Budget and the 2009 Community Development Block Grant Program; and approving the 2009 through 2014 Capital Improvement Program," by reducing Mcardle Viaduct #1 Construction by \$2,669.40 and Zone 3 Police Station Relocation by \$0.73 close the projects.

Read and referred to Committee on Finance and Law

Bill No.
[2014-0727](#)

Resolution further amending Resolution No. 768, effective January 1, 2010, as amended, entitled "Adopting and approving the 2010 Capital Budget and the 2010 Community Development Block Grant Program; and approving the 2010 through 2014 Capital Improvement Program," by reducing Bates Street/Second Avenue Intersection by \$412,952.87, Beechwood BLVD by \$5,828.03, Bates Street/Second Avenue Intersection by \$36,607.77, Bates Street/Second Ave by \$120,712, South Side Dog Park by \$1,366.66, and Schenley Park Golf Course by \$159,975.80 to close the projects.

Read and referred to Committee on Finance and Law

Bill No.
[2014-0728](#)

Resolution providing for the issuance of a warrant in the total sum of Two Thousand Six Hundred Dollars and 00/100 (\$2,600.00), in favor of Tucker Independent Medical Experts, Inc., 1082 Bower Hill Road, Suite 100, Pittsburgh, PA 15243, for payment professional services rendered in Tara Clanagan vs. City of Pittsburgh, et al., Court of Common Pleas of Allegheny County, Pennsylvania, No. GD 12-021607, and arising from an alleged incident on July 8, 2012 and described more fully in plaintiff's complaint in civil action.

Read and referred to Committee on Finance and Law

Bill No.
[2014-0729](#)

Resolution providing for a Professional Services Agreement in the total sum of Two Hundred Fifty Thousand Dollars and No Cents (\$250,000.00) to Pepper Hamilton, LLP for professional consulting and legal services in relation to United States ex. rel Freedom Unlimited, Inc., et al v. City of Pittsburgh, et al., inasmuch as Pepper Hamilton, LLP possesses a professional and special expertise in housing and the False Claims Act and related matters. Cost not to exceed \$250,000.00.

Read and referred to Committee on Finance and Law**COUNCILWOMAN THERESA KAIL-SMITH PRESENTS:**

Bill No. [2014-0730](#) Resolution authorizing the Mayor and/or the Director of The Office of Management and Budget and/or the Director of the Department of Public Works, on behalf of the City of Pittsburgh, to enter into a grant agreement with the Commonwealth of Pennsylvania Department of Transportation for the purpose of receiving grant funds that will be used for implementation and procurement of materials to establish the "Bike Share Program" and to thereafter enter into an Agreement or Agreements with various for-profit corporations and non-profit agencies to accept any grant funds offered to the City for this program and further providing for legitimate expenditures for payments and agreement or agreements, or contract or contracts for any services required in connection with the expenditure of said grant funds per the original intent of the grant award. Said agreement or agreements, contract or contracts or expenditures shall not exceed \$3,000,000.00.

A motion was made that this matter be Waived under Rule 8. The motion carried.

Read and referred to Committee on Public Works

Bill No. [2014-0731](#) Resolution providing for securing a right-of-way in connection with the rehabilitation of the Greenfield Avenue Bridge; also providing for a Reimbursement Agreement or Agreements with the Commonwealth of Pennsylvania, Department of Transportation; also authorizing the taking, appropriating and condemning by the City of Pittsburgh, for the purpose of construction, inspection, maintenance, repair, reconstruction and alteration; authorizing the execution and filing of a Declaration of Taking and related documents, the payment of just compensation and necessary and incidental acquisition costs related thereto; in lieu of foreclosure, gift, dedication, condemnation/eminent domain pursuant to PA Tax Code, which is Section 91.193(b)(1); and further providing for the payment of the costs thereof, at a cost not to exceed \$378,901.57.

A motion was made that this matter be Waived under Rule 8. The motion carried.

Read and referred to Committee on Public Works

Bill No. [2014-0732](#) Resolution authorizing the Mayor and the Director of the Department of Public Works to enter into a Temporary License and Cooperation Agreement with the Borough of Dormont to permit the City's Department of Public Works to resurface McNeilly Avenue.

Read and referred to Committee on Public Works

Bill No. [2014-0733](#) Resolution authorizing and directing the issuance of a Warrant to WM Recycle America., in the amount of One hundred thirty seven thousand nine hundred sixty nine dollars and seven cents, (\$137,969.07), in payment for emergency recycling collection and disposition, for the months of April through July 2014, resulting from the prior contracted vendor ceasing operations.

Read and referred to Committee on Public Works

Bill No. Resolution granting unto 600 William Penn Place Associates Landlord, L.P. C/O PMC
[2014-0734](#) Property Group, 1608 Walnut Street, Suite 1400, Philadelphia, PA 19103, their
successors and assigns, an encroachment to construct, maintain and use at their own
cost and expense, a new entry canopy, steps and wall on the sidewalk area of William
Penn Place for 620 William Penn Place in the 2nd Ward, 6 Council District of the City
of Pittsburgh.

Read and referred to Committee on Public Works

COUNCILMAN BRUCE A. KRAUS PRESENTS:

Bill No. Communication from City Controller Michael Lamb submitting a Performance Audit
[2014-0735](#) of the Allegheny County Sanitary Authority (ALCOSAN), dated August, 2014.

A motion was made that this matter be Read, Received and Filed. The motion carried.

Bill No. Communication from City Controller Michael Lamb submitting a Performance Audit
[2014-0736](#) of the City Information Systems (CIS), dated August, 2014.

A motion was made that this matter be Read, Received and Filed. The motion carried.

Bill No. Communication from City Controller Michael Lamb submitting a Performance Audit
[2014-0737](#) of the Equipment Leasing Authority (ELA), dated August, 2014.

A motion was made that this matter be Read, Received and Filed. The motion carried.

UNFINISHED BUSINESS

REPORTS OF COMMITTEE - FINAL ACTION

MOTIONS AND RESOLUTIONS

EXCUSE ABSENT MEMBERS - MR. LAVELLE, REV. BURGESS

APPROVAL OF MINUTES

ADJOURNMENT

LEGISLATION PRESENTED BY SIGN LANGUAGE INTERPRETER